



533 Rec'd PCT/PTO 02 JUL 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE THE APPLICATION OF)

Frank Luyten, Cosimo De Bari and)
Francesco Dell'Accio)

SERIAL NO. 10/089,994)

FILED: April 3, 2002)

FOR: Isolation of Precursor Cells and)
Their Use For Tissue Repair)

ATTN: Application Branch

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to "Commissioner for Patents, Box: Missing Parts, Washington, D.C. 20231" on June 24, 2002.

Name of person signing Linda Mueller

Signature *Linda Mueller*

SUBMISSION OF DECLARATION

Honorable Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notice to file Missing Parts of Application, issued June 7, 2002, submitted herewith is a declaration, signed by the inventors. Therefore, the requirement of the Patent and Trademark Office for a declaration has been met.

In accordance with the provisions of the rules of the Patent and Trademark Office, the required surcharge of \$65.00 is appended hereto.

June 24, 2002

07/09/2002 LLANDERA 00000051 10089994

02 70:254

65.00 DP

Respectfully submitted,

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Handwritten: 522-1784

Handwritten: [Signature]



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/089,994	Frank Luyten	522-1784

INTERNATIONAL APPLICATION NO.

PCT/BE00/00120

I.A. FILING DATE	PRIORITY DATE
10/06/2000	10/06/1999

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P O Box 2786
Chicago, IL 60690-2786

CONFIRMATION NO. 5817

371 FORMALITIES LETTER



OC000000008247865

Date Mailed: 06/07/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Preliminary Amendments
- Small Entity Statement

RECEIVED
JUN 14 2002
LEE, MANN, SMITH,
McWILLIAMS, SWEENEY & OHLSON

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

Handwritten: Response Due 8/7/02

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

of 37 CFR 1.136(a).

Additionally the following defects have been observed:

- Additional claim fees of **\$27** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$92** for a Small Entity:

- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$27**
 - **\$27** for **4** total claims over 20.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 305-3734

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/089,994	PCT/BE00/00120	522-1784